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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-------------------------------------|-----------------|----------------------|---------------------|------------------|
| 10/562,715 | 12/23/2005 | Bengt Large | RR-602 PCT/US | 8605 |
| 20427 PODMANI PO | 7590 01/23/2008 | | EXAM | INER |
| RODMAN RO 10 STEWART | | RODRIGUEZ, JOSEPH C | | |
| SUITE 2CE WHITE PLAINS, NY 10603 | | | ART UNIT | PAPER NUMBER |
| | , | | 3653 | |
| • | | | NATI DATE | DELIVERY MODE |
| | | | MAIL DATE | DELIVERY MODE |
| | | • | 01/23/2008 | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| , | | Application No. | Applicant(s) | | | |
|--|--|----------------------------------|--------------|--|--|--|
| Office Action Summary | | 10/562,715 | LARGE ET AL. | | | |
| | | Examiner | Art Unit | | | |
| | | Joseph C. Rodriguez | 3653 | | | |
| | The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply | | | | | |
| A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filled after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filled, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). | | | | | | |
| Status | | | | | | |
| 1) | Responsive to communication(s) filed on | | | | | |
| | | action is non-final. | | | | |
| _ | Since this application is in condition for allowance except for formal matters, prosecution as to the merits is | | | | | |
| · | closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. | | | | | |
| Dispositi | on of Claims | | | | | |
| 4) 🖂 | Claim(s) <u>1-33</u> is/are pending in the application. | | | | | |
| | 4a) Of the above claim(s) is/are withdrawn from consideration. | | | | | |
| 5) Claim(s) is/are allowed. | | | | | | |
| 6)[| 6) Claim(s) is/are rejected. | | | | | |
| 7) | 7) Claim(s) is/are objected to. | | | | | |
| 8)⊠ | Claim(s) 1-33 are subject to restriction and/or | election requirement. | | | | |
| Applicati | ion Papers | | | | | |
| 9) The specification is objected to by the Examiner. | | | | | | |
| 10) | The drawing(s) filed on is/are: a) acc | epted or b) objected to by the I | Examiner. | | | |
| Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). | | | | | | |
| Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). | | | | | | |
| 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. | | | | | | |
| Priority u | ınder 35 U.S.C. § 119 | | • | | | |
| 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: | | | | | | |
| 1. Certified copies of the priority documents have been received. | | | | | | |
| 2. Certified copies of the priority documents have been received in Application No | | | | | | |
| 3. Copies of the certified copies of the priority documents have been received in this National Stage | | | | | | |
| application from the International Bureau (PCT Rule 17.2(a)). | | | | | | |
| * See the attached detailed Office action for a list of the certified copies not received. | | | | | | |
| | | | · | | | |
| Attachmen | t(s) | | | | | |
| 1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413) | | | | | | |
| 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) Paper No(s)/Mail Date 3) Information Disclosure Statement(s) (PTO/SB/08) 5) Notice of Informal Patent Application | | | | | | |
| | Paper No(s)/Mail Date 6) ☐ Other: | | | | | |

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DETAILED ACTION

Election/Restrictions

Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group 1, claims 1, 2-4

Group 2, claims 1, 5-7

Group 3, claims 1, 8-9, 16-17

Group 4, claims 1, 10-13

Group 5, claims 1, 14

Group 6, claims 1, 15

Group 7, claims 1, 18-21, 32

Group 8, claims 1, 22-26, 33

The inventions listed as Groups 1-8 do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical feature as none of the groups cited above contain a shared technical feature that can be regarded as a "special" feature.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To reserve a right to petition, the election must be made with traverse. If the reply does not

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distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

Should applicant traverse on the ground that the inventions or species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the inventions or species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C.103(a) of the other invention.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Conclusion

Any references not explicitly discussed above but made of record are considered relevant to the prosecution of the instant application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Joseph C Rodriguez** whose telephone number is **571-272-6942** (M-F, 9 am – 6 pm, EST). The Supervisory Examiner is Patrick Mackey, **571-272-6916**. The **Official** fax phone number for the organization where this application or proceeding is assigned is **571-273-8300**.

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The examiner's UNOFFICIAL Personal fax number is 571-273-6942.

Further, information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system.

Status information for published applications may be obtained from either Private PMR or Public PAIR. Status information for unpublished applications is available through Private PMR only. For more information about the PAIR system, see http://pair-direct.uspto.gov

Should you have questions on access to the Private PMR system, contact the Electronic Business Center (EBC) at **866-217-9197** (Toll Free).

Signed by Examiner /Joseph Rodriguez/

Jcr

January 15, 2008